

## IN THE CLAIMS

This listing of claims replaces all prior listings:

1. (currently amended) An anode material, comprising:  
a tin-containing material including metallic tin (~~Sn~~) and Cu<sub>3</sub>Sn ~~an intermetallic compound including tin~~ in the same particle.
2. (original) An anode material according to claim 1, wherein  
the tin-containing material is produced by a mechanical alloying method, a gas atomization method, a water atomization method, a melt spinning method, or a method of mixing materials, then heating the mixed materials in an inert atmosphere or a reducing atmosphere.
3. (original) An anode material according to claim 1, further comprising:  
a carbonaceous material.
4. (original) An anode material according to claim 3, wherein  
the carbonaceous material is graphite.
5. (currently amended) A battery, comprising:  
a cathode;  
an anode; and  
an electrolyte,  
wherein the anode comprises a tin-containing material including metallic tin (~~Sn~~) and Cu<sub>3</sub>Sn ~~an intermetallic compound including tin~~ in the same particle.
6. (original) A battery according to claim 5, wherein  
the tin-containing material is produced by a mechanical alloying method, a gas atomization method, a water atomization method, a melt spinning method, or a method of mixing materials, then heating the mixed materials in an inert atmosphere or a reducing atmosphere.
7. (original) A battery according to claim 5, wherein  
the anode further comprises a carbonaceous material.

8. (original) A battery according to claim 7, wherein the carbonaceous material is graphite.

9. (original) A battery according to claim 5, wherein the cathode includes lithium complex oxide.

10. (new) An anode material comprising:  
a tin-containing material including metallic tin,  $\text{CoSn}_2$ ,  $\text{CoSn}$ , and  $\text{Co}_3\text{Sn}_2$  in the same particle.

11. (new) An anode material according to claim 10, wherein the tin-containing material is produced by a method selected from the group of methods consisting of a mechanical alloying method, a gas atomization method, a water atomization method, a melt spinning method, and a method of mixing materials, and then heating the anode material in one of an inert atmosphere and a reducing atmosphere.

12. (new) An anode material according to claim 10, further comprising:  
a carbonaceous material.

13. (new) An anode material according to claim 12, wherein the carbonaceous material is graphite.

14. (new) A battery comprising:  
a cathode;  
an anode; and  
an electrolyte,  
wherein the anode comprises a tin-containing material including metallic tin,  $\text{CoSn}_2$ ,  $\text{CoSn}$ , and  $\text{Co}_3\text{Sn}_2$  in the same particle.

15. (new) A battery according to claim 14, wherein the tin-containing material is produced by a method selected from the group of methods consisting of a mechanical alloying method, a gas atomization method, a water atomization method, a melt spinning method, and a method of mixing materials, and then heating the anode material in one of an inert atmosphere

and a reducing atmosphere.

16. (new) A battery according to claim 14, wherein the anode further comprises a carbonaceous material.

17. (new) A battery according to claim 16, wherein the carbonaceous material is graphite.

18. (new) A battery according to claim 14, wherein the cathode includes lithium complex oxide.